

**WAKANAKISING ODAWAK STATUTE # 2013-011
AMENDMENT TO WAGANAKISING ODAWAK STATUTE WOS 2005-010**

LEGISLATIVE PROCEDURES

SECTION I. REPEAL and REPLACE

REPEAL :

SECTION VI. SUBMISSION TO EXECUTIVE

A. Upon passage and certification of statutes by the Tribal Council, the Tribal Council Secretary or designee shall send the certified original to the Executive for signature. Statutes shall be enacted into law upon approval by signature of the Executive, or if not expressly vetoed by the Executive within thirty (30) days of submission. If expressly vetoed by written signature of the Executive within thirty (30) days of submission, such vetoed statute shall not become enacted law unless the Tribal Council, by an affirmative vote of seven (7) members of the Tribal Council in the same Election Cycle, votes to override a veto by the Executive.

SECTION IV: INTRODUCTION AND PASSAGE OF STATUTES

D. End of Election Cycles. Any proposed statute on the legislative agenda of a sitting Tribal Council that has not been passed during an Election Cycle in which the proposed statute was submitted shall be removed from the agenda upon the swearing in of newly elected Council members. Once removed, these proposed statutes will be considered dead, meaning they may not be considered for passage unless resubmitted to Tribal Council according to the legislative process set out in this Statute. Provided, the first Tribal Council sworn in under the Constitution approved by the membership on February 1, 2005 will have a sixty day period to pass previously introduced legislation.

REPLACE WITH:

SECTION VI. SUBMISSION TO EXECUTIVE

- A.** Upon passage and certification of statutes by the Tribal Council, the Tribal Council Secretary or designee shall send the certified original to the Executive for signature. Statutes shall be enacted into law upon approval by signature of the Executive, or if not expressly vetoed by the Executive within thirty (30) days of submission. If expressly vetoed by written signature of the Executive within thirty (30) days of submission, such vetoed statute shall not become enacted law unless the Tribal Council, by an affirmative vote of seven (7) members of the Tribal Council, votes to override a veto by the Executive.
- B.** The vote of Tribal Council to override a veto shall occur within 90 days of the veto. If Tribal Council fails to act on the veto override within this set time period, the veto shall stand.
- C.** The vote by Tribal Council to override the veto shall only occur if there are seven (7) Tribal Councilors present at the time of the vote.
- D.** Tribal Council shall only vote one time to override the veto. If the vote for the veto override fails, then the veto stands.

SECTION IV: INTRODUCTION AND PASSAGE OF STATUTES

- D.** Any proposed statute on the legislative agenda shall be voted upon within 365 days or it will be automatically removed from the legislative agenda.

SECTION II. EFFECTIVE DATE

Effective upon signature of the Executive or 30 days from Tribal Council approval whichever comes first or if the Executive vetoes the Statute, then upon Tribal Council override of the veto.

CERTIFICATION

As the Tribal Council Legislative Leader and Tribal Council Secretary, we certify that this Statute was duly passed by the Tribal Council of the Little Traverse Bay Bands of Odawa Indians at a regular meeting of the Tribal Council held on July 21, 2013 at which a quorum was present, by a vote of 9 in favor, 0 opposed, 0 abstentions, and 0 absent as recorded by this roll call:

	In Favor	Opposed	Abstained	Absent
Belinda Bardwell	<u>X</u>	<u> </u>	<u> </u>	<u> </u>
Bill A. Denemy	<u>X</u>	<u> </u>	<u> </u>	<u> </u>
Kevin Gasco	<u>X</u>	<u> </u>	<u> </u>	<u> </u>
John Keshick	<u>X</u>	<u> </u>	<u> </u>	<u> </u>
Aaron Otto	<u>X</u>	<u> </u>	<u> </u>	<u> </u>
Winnay Wemigwase	<u>X</u>	<u> </u>	<u> </u>	<u> </u>
John Bott	<u>X</u>	<u> </u>	<u> </u>	<u> </u>
Regina Gasco Bentley	<u>X</u>	<u> </u>	<u> </u>	<u> </u>
Melvin L. Kiogima	<u>X</u>	<u> </u>	<u> </u>	<u> </u>

Date:
Legislative Leader Melvin L. Kiogima

Date:
Regina Gasco Bentley, Secretary

by

Received by the Executive Office on

Pursuant to Article VII, Section D, Subsection 1 of the Little Traverse Bay Bands of Odawa Indians Constitution adopted on February 1, 2005 the Executive concurs in this action of the Tribal Council.

Date:
Dexter McNamara, Tribal Chairperson